

HOUSE BILL 1236
By Newton

AN ACT to amend Tennessee Code Annotated, Title 29,
Chapter 26, relative to medical malpractice.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 29-26-119, is amended by designating the existing language as subsection (a) and by adding the following language to be designated as subsection (b):

(b) In any medical malpractice action for damages, the noneconomic damages awarded to the injured plaintiff shall not exceed one million dollars (\$1,000,000). As used in this subsection, "noneconomic damages" means compensation for pain, suffering, inconvenience, loss of consortium, physical impairment, disfigurement, and other nonpecuniary damage.

SECTION 2. This act shall take effect July 1, 2005, and shall apply to any medical malpractice action filed on or after such date, the public welfare requiring it.